

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT

FILED

MAY 11 2010

MARIA TORRES and MELCHOR  
TORRES, individually and as  
Administrators of the Estate of Everardo  
Torres,

Plaintiffs - Appellants,

v.

CITY OF MADERA; et al.,

Defendants - Appellees.

No. 09-16573

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

D.C. No. 1:02-cv-06385-AWI-  
GSA  
Eastern District of California,  
Fresno

ORDER

Before: B. FLETCHER, SILER\* and HAWKINS, Senior Circuit Judges

The panel retains jurisdiction over this appeal.

---

\* The Honorable Eugene E. Siler, Jr., Senior United States Circuit  
Judge for the Sixth Circuit, sitting by designation.